

LAW OFFICES
ANTONELLI, TERRY, STOUT & KRAUS, LLP
SUITE 1800
1300 NORTH SEVENTEENTH STREET
ARLINGTON, VIRGINIA 22209

TELEPHONE (703) 312-6600
FACSIMILE (703) 312-6666
email@antonelli.com

RECEIVED
CENTRAL FAX CENTER
OCT 02 2008

VIA FACSIMILE - 29 PAGES (Including This Cover)
Commissioner for Patents
PQR 1450, Alexandria, Virginia 22313-1450
TRANSMITTED TO USPTO MAIN FACSIMILE NO. 571-273-8300

RE: KUJIRAI, et al. - US Appl'n No. 10/765,913
Att'y Docket No. 501.43439X00 / 310300084US1
Examiner M. Opsasnick, AU 2626, USPTO Conf. No. 2645

SUBMISSION OF RCE

Sir:

Applicant hereby submits the attached RCE Transmittal (1 page); Amendment
(1 page) and Extension of Time (1 page) for entry in the above-referenced

Paul J. Antonelli

confidential information belonging to the sender which is legally privileged. This information is intended only for the use of the individual(s) or entity(ies) named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this facsimile information is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone to arrange for return of the original document to us.

BEST AVAILABLE COPY

OCT 02 2008

PTO/SB/30 (08-03)

Approved for use through 07/31/2006, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

| | | | | | | | | | |
|--|--|--------------------|------------|-------------|-----------|----------------------|-----------------|----------|------|
| Request For Continued Examination (RCE) Transmittal | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">Application Number</td> <td>10/765,913</td> </tr> <tr> <td>Filing Date</td> <td>1/29/2004</td> </tr> <tr> <td>First Named Inventor</td> <td>KUJIRAI, et al.</td> </tr> <tr> <td>Art Unit</td> <td>2626</td> </tr> </table> | Application Number | 10/765,913 | Filing Date | 1/29/2004 | First Named Inventor | KUJIRAI, et al. | Art Unit | 2626 |
| Application Number | 10/765,913 | | | | | | | | |
| Filing Date | 1/29/2004 | | | | | | | | |
| First Named Inventor | KUJIRAI, et al. | | | | | | | | |
| Art Unit | 2626 | | | | | | | | |
| Address to: Mail Stop RCE P.O. Box 1450, Alexandria, VA 22313-1450 | | | | | | | | | |
| This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114. The RCE practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2. | | | | | | | | | |
| 1. Submission required under 37 C.F.R. § 1.114 Note: If the RCE is proper, any previously filed un-entered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed un-entered amendment(s) entered, applicant must request non-entry of such amendment(s). <ul style="list-style-type: none"> a. <input type="checkbox"/> Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked. <ul style="list-style-type: none"> i. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on ii. <input type="checkbox"/> Other b. <input checked="" type="checkbox"/> Enclosed <ul style="list-style-type: none"> i. <input checked="" type="checkbox"/> Amendment/Reply iii. <input type="checkbox"/> Information Disclosure Statement (IDS) | | | | | | | | | |
| 2. Suspension of action <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required) b. <input type="checkbox"/> Other | | | | | | | | | |
| 3. Fees The RCE fee under 37 C.F.R. § 1.17 (e) is required by 37 C.F.R. § 1.114 when RCE is filed. <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 01-2135 <ul style="list-style-type: none"> i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17 (e) ii. <input checked="" type="checkbox"/> Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) iii. <input type="checkbox"/> Other b. <input type="checkbox"/> Check in the amount of \$ enclosed c. <input checked="" type="checkbox"/> Payment by credit card (MasterCard, Visa, American Express, Discover, or Novus) be included on this form. Provide credit card information and authorization on PTO-2038. | | | | | | | | | |
| CERTIFICATE OF MAILING OR TRANSMISSION ***** | | | | | | | | | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below. | | | | | | | | | |
| Name (Print/Type) | | | | | | | | | |
| Signature | Date | | | | | | | | |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete. Including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.